

## Re: Court information

TARA Sing

Thu 7/26/2018, 12:19 PM

To:Fleming,Desare (DFPS) <Desare.Fleming@dfps.state.tx.us>;tarasing <tarasing@msn.com>;

donna.priestly-randle@dfps.state.tx.us <donna.priestly-randle@dfps.state.tx.us>;

lydia.baker@dfps.state.tx.us <lydia.baker@dfps.state.tx.us>

Cc:Roy,Natasha N (DFPS) <Natasha.Roy@dfps.state.tx.us>;Thomas,Montorea (DFPS) <Montorea.Thomas@dfps.state.tx.us>;

jaclynn.hudgins@dfps.state.tx.us <jaclynn.hudgins@dfps.state.tx.us>;

Latandra.Taylor.Brown@dfps.state.tx.us <Latandra.Taylor.Brown@dfps.state.tx.us>

Good Morning To All,

I am Tara Sing-Jennings, mother of Skylarr Jean and Dennis A. Chevell Jennings, Jr. I have been trying to reach State of Texas of Child Protection Service for over two month now about open an investigation case on Dennis A. Chevell Jennings, Sr. about my son missing and from my understanding he was with his Grandmother Joyce Jennings in Greenville ,Mississippi, which he was not supposed to be. The case number HC18-89158 for Dennis A. Chevell Jennings, Jr. that I filed with Harris Sheriff County Department was on June 11, 2018. Skylarr Jean was taken from me July 04, 2018 from Yanski Lemon's apartment with no court order signed by no Judge and Harris Sheriff County Department was their with several officers, as well as, their Supervisor to retained my daughter for no reason at all. The State of Texas of Child Protection Agents on the case is Alejandro Reyna and Laekandro Reyna, which I asked them for proof of retaining my daughter, Skylarr Jean. State of Texas of Child Protection Department did not serve me no paperwork and the Harris Sheriff County Department went alone with. I have filed a kidnapping chargers against Dennis A. Chevell Jennings, Sr. with the Harris Sheriff Department of Texas on June 11, 2018 @ 2:01p.m. and July 16, 2018 @ 10:35 a.m. and still no update and no communication from Harris Sheriff County Department. I also called Harris Sheriff Department Legal Department at 713-755-6044 for and update report and the Legal Clerk hang up on me. I stated several times that I have been cleared for psychosocial behavior and psychological behavior Evaluations. I told Desare Fleming, DFPS per phone conversation on July 25, 2018 pertaining Case# 47121087. I also talk to Latonya Thomas, DFPS Supervisor on July 25, 2018 about my kids been taken from me and open and closed Child Protection case that was not served or presentative right in the first place. My pervious case # 46795708 was worked up by Kliche Adebajo, CPS Investigator IV, which visited me at 200 Hollow Tree Lane Apt 1105, Houston, TX 77090. She asked me a lot of questions, took pictures of my black mold and mildew apartment. In terms had completed her investigation on me, and stated if I need any help in the near future please give her a call, which I do not. I also told her that I was in Texas State Hospital for an clearance for a psychological evaluation, and was diagnosis with Bipolar Disorder by Dr. Charlene M. Shero. My records can be requested from North Texas State Hospital date I was admit on May 08, 2018 and discharged on May 21, 2018. I was also placed on April 26, 2018 Trinity Springs Pavilion Hospital by my family for an clearance for evaluation to get my kids back, so I could get my life back on track, which Dr. Jon, Psychological doctor at Trinity Springs Pavilion Hospital could not give me clearance, because he could not find anything wrong with me. So, I was taken against my will to Texas State Hospital for another psychological evaluation, which I particaped in willing, and was cleared. I am trying but waiting on FEMA Renter Assistance and Temporary Transition Housing Assistance (TTHA), which is still being processed since September 2017. I also have called Ailda Dillardeal, Supervisor of State of Texas of Child Protection Services Department, several times and no progress with her either. I been seen by Donna Priestly-Randle, Adult Protective Services



Specialist IV, Jaclynn Hudgins, Child Protective Services Investigator IV, Lydia Baker, Adult Protective Services Specialist, and LaTandra Taylor Brown, MSW, CPS Investigator V. I asked myself why do I have an open case for my daughter, Skylarr Jean, and why I don't have one for my son, Dennis A. Chevell Jennings, Jr. I am seek legal assistance on these matters. Please removed Rayn Mitchell for my attorney, which I did not ask for in the first place, and I told Desare Fleming, DFPS to removed and she stated she would per conversation on July 25, 2018. If not this is my written request to removed Rayn Mitchell, Attorney from my case.

Please feel free to contact me at 662-433-3502 and email: tarasing@msn.com.

Thanks,

Tara Sing-Jennings

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**From:** Fleming, Desare (DFPS) <Desare.Fleming@dfps.state.tx.us>

**Sent:** Wednesday, July 25, 2018 4:44 PM

**To:** tarasing@msn.com

**Cc:** Roy, Natasha N (DFPS); Thomas, Montorea (DFPS)

**Subject:** Court information

Good afternoon Ms. Jennings,

Below I have provided you with the your lawyers name and contact information. I have also provided you with your upcoming court date, time and location. Please contact me if you have any additional questions.

Ryan Joseph Mitchell- (832) 534-2542

Court date:

August 8, 2018. 9:30am

1200 Congress Dr. Houston, Tx 77002. Court: 315 7<sup>th</sup> floor

PC conference

August 9, 2018; 11:00am

9333 Bryant St

Houston, Tx 77075

Respectfully,

Desaré Fleming

CPS Conservatorship Specialist I

9333 Bryant St.

Houston, TX 77075

(713) 943-5300 ext. 5468- Office

(713) 416-2243 - Cell



# Harris County Public Release Incident Report

6/11/2018

2:01 pm

## Details of Incident 18-89158

Child Custody

Reported on 6/4/2018 at 12:37:00PM

Reporting Officer: GALLO, CARLOS A

Location: 200 HOLLOW TREE LN, HOUSTON, 77090

Zone: N50

Occurred between 6/4/2018 at 12:37:00PM and 6/4/2018 at 12:37:00PM

S1

## Involved Persons

### How Involved

### Name

### Sex

### Race

Complainant or victim

JENNINGS, TARA SING

Female

Black

## Involved Property

None Reported

## Involved Vehicles

None Reported

## Synopsis

Child Custody Dispute.

## End of Report



PAUL FURRH, JR.  
Attorney at Law  
Chief Executive Officer

SAUNDRA BROWN  
Managing Attorney  
Disaster Relief Unit



Telephone Numbers:  
Main: 713-652-0077  
Toll Free: 800-733-8394  
Fax: 713-652-3814

Mailing Address:  
Attention: DRU  
PO Box 398  
Houston, Texas 77001-0398

**Lone Star Legal Aid  
DISASTER RELIEF UNIT  
Houston, Texas 77002**

July 5, 2018

Via in-person delivery

**RE: LEGAL AID APPLICATION NUMBER: 1806-018267-CIU**

Dear Ms. Sing:

Thank you for contacting Lone Star Legal Aid for help with your legal problem. It was a pleasure talking to you. We were unable to give you legal advice because you did not provide all the information we needed to evaluate the merits of your case. Also, you did not provide the documentation we requested by the deadline we gave you. We are not able to help everyone who applies because we do not have enough staff. Your case is now closed.

There are some other places you can go to get help. You can call the State Bar of Texas, Lawyer Referral Service at 1-800-252-9690. You can also go online to the Texas Law Help website at [www.texaslawhelp.org](http://www.texaslawhelp.org) for more legal help. You can also look at the Local Resources we are sending with this letter.

Feel free to call us if you have any other legal problems.

Very Truly Yours,

Channing Guidry  
Staff Attorney

CMG  
enclosure: *Local Resources*  
*LSLA Notice of Rights*

*Serving the East Region of Texas since 1948*  
Angleton, Beaumont, Belton, Bryan, Conroe, Galveston, Houston, Longview, Nacogdoches, Paris, Texarkana, Tyler, Waco

 — "a United Way Agency" —



Attn: Michael Rush  
Managing Attorney -  
LONE STAR LEGAL AID

Sonya  
Brown  
over

Complaint About Manner or Quality of Legal Assistance

NAME: Tara Sing Jennings DATE: 7/05/2018  
ADDRESS: 200 Hollow Tree Lane Apt 1105  
PHONE: 662 433 3502 BEST TIME TO CALL: anytime

COMPLAINT:

Did intake application for Dennis Jennings Jr. for missing / taken from Texas State. Has not return son yet 7/5/2018. Spoke to Channing Guidry at Lone Star about this case from Harris County Sheriff Dept. She stated she need to investigate the information I gave her. She stated not enough information was give. Today 7/05/2018 @ 10:55 AM in the Lone Star office, she (Channing Guidry) sent paperwork out stating she can not help me with my case # 1806-018267-C14. I need help filing lawsuit against Sheriff Department and Child Protection Service, Child Service Dept. I need my kids NOW!

**NOTICE:** Information relating to a complaint may not be treated as confidential. Records relating to a complaint may be reviewed by the Board of Directors of Lone Star Legal Aid or by employees of the Legal Services Corporation.

Signature of Complainant: Tara Sing Jennings

Gram Cull  
Disater Relife Paralegal



# Harris County Public Release Incident Report

6/11/2018

2:01 pm

## Details of Incident 18-89158

Child Custody

Reported on 6/4/2018 at 12:37:00PM

Reporting Officer: GALLO, CARLOS A

Location: 200 HOLLOW TREE LN, HOUSTON, 77090

Zone: N50

Occurred between 6/4/2018 at 12:37:00PM and 6/4/2018 at 12:37:00PM

S1

## Involved Persons

### How Involved

### Name

### Sex

### Race

Complainant or victim

JENNINGS, TARA SING

Female

Black

## Involved Property

None Reported

## Involved Vehicles

None Reported

## Synopsis

Child Custody Dispute.

## End of Report

# Harris County Public Release

## Incident Report

7/16/2018

10:35 am

### Details of Incident 18-89158

Child Custody

Reported on 6/4/2018 at 12:37:00PM

Reporting Officer: GALLO,CARLOS A

Location: 200 HOLLOW TREE LN, HOUSTON, 77090

Zone: N50

Occurred between 6/4/2018 at 12:37:00PM and 6/4/2018 at 12:37:00PM

S1

### Involved Persons

<u>How Involved</u>	<u>Name</u>	<u>Sex</u>	<u>Race</u>
Complainant or victim	JENNINGS,TARA SING	Female	Black

### Involved Property

None Reported

### Involved Vehicles

None Reported

### Synopsis

Child Custody Dispute.

### End of Report



# Harris County Public Release

## Incident Report

6/4/2018

12:45 pm

### Details of Incident 18-81437

Burglary of Habitation

Reported on 5/22/2018 at 3:04:00PM

Reporting Officer: GILLIAM, E. P.

Location: 200 HOLLOW TREE LN #1105, HARRIS CO, 77090

Zone: N50

Occurred between 4/23/2018 at 2:00:00PM and 5/22/2018 at 3:00:00PM

S1

### Involved Persons

<u>How Involved</u>	<u>Name</u>	<u>Sex</u>	<u>Race</u>
Complainant or victim	JENNINGS, TARA	Female	Black

### Involved Property

<u>How Involved</u>	<u>Brand</u>	<u>Model</u>	<u>Serial No</u>	<u>Description</u>	<u>Value</u>
Stolen				Childrens clothing	200.00
Stolen	SANYO			45" flat screen television	1,000.00
Stolen	SANYO			42" flat screen television	300.00

### Involved Vehicles

None Reported

### Synopsis

Complainant advised her residence was burglarized by an known suspect.

### End of Report



Case Name: Jennings, Tara

Case ID: 46795708

Please fill out this form to give us names and locating information for relatives or close family friends who may want to take care of your children or support them until you get them back. Try to list the people you know your child would feel happiest with. Child Protective Services (CPS) will make contact with them and ask them how they want to help. We will decide if it is safe for your child to be with them. We will also decide if they can safely be with and support your child. CPS will tell them about your case. If we think they can provide a safe place for your child, CPS will do a background and criminal history check. We will do this check within 2 business days of getting this completed form back. If the check is OK, we will assess them and their home. Most of the time, children are not placed until CPS knows how the assessment turns out. The final decision about placing your children will be made by the judge for your child(ren)'s case. If the person tells us they do not want the children placed with them but instead wants to provide support and have unsupervised visits, CPS will have to do a background and criminal history check first.

On this page, you must provide the names of the first three persons you think may be able to care for your child. On the following attachment you can list their names and locating information in the boxes provided. The first three persons can be adult relatives (including grandparents) and/or close family friends.

On the second attachment, you must also list the names and locating information for **ALL THE GRANDPARENTS, GREAT GRANDPARENTS, AND ANY ADULT AUNTS, UNCLES, SIBLINGS OR NIECES/NEPHEWS** for each of the children removed. This includes relatives for BOTH the mother and the father. You may also list contact information for any other relatives or close family friends. You can send this form to CPS:

Kliche 713-430-6598 cell

In person at:  
3 Northpoint, Houston, TX 77060

By e-mail at: 281-847-4192 office By fax: 512-276-3028  
@dfps.state.tx.us

The selection of a placement (and other legal issues) may be impacted if the Indian Child Welfare Act applies. Please indicate whether you, another parent or any of your child(ren) is of American Indian or Alaskan Native descent/heritage.

- ☒ I have no information that this child(ren) has any American Indian or Alaskan Native descent/heritage.  
☐ I believe this child(ren) may of be American Indian or Alaskan Native descent/heritage. The person with tribal affiliation is \_\_\_\_\_ and the tribe is \_\_\_\_\_.

Your signature below indicates that you were provided the opportunity to list possible caregivers for you child(ren).

Refuse to Sign  
SIGNATURE OF PARENT OR GUARDIAN

5-18-18  
DATE

Adebanjo, Kliche  
CASEWORKER NAME

PHONE NUMBER

Here are the names of three relatives or close family friends who may be able to care for my child(ren). I will provide their contact information on the following page(s).

1. Pamela Sing Prater - maternal aunt
2. \_\_\_\_\_
3. \_\_\_\_\_

Information provided in this form is in response to the following Legal Requirements:

State: Designation of relatives or close family friends to care for the child  
Texas Family Code: Chapter 261.307(a)(2)

Federal: Department's efforts to obtain information about maternal and paternal relatives and other adult relatives  
Public Law (P.L.) 110-351 (Sec. 103)

Date Information Received by CPS: 5-18-18





CHILD SUPPORT DIVISION

## CHILD SUPPORT REVIEW QUESTIONNAIRE

Form Sequence #:

RECEIVED

JUN 28 2018

OFFICE 613  
OAG / 613 HOUSTON WEST  
CHILD SUPPORT DIVISION

## INSTRUCTIONS

Please type, print, or write clearly. Answer all questions as completely and accurately as you can. Please return the completed form along with copies of your income tax returns for the past two years, and your two most recent pay stubs. If you do not have these items, please send us your W-2 Forms for the past two years.

Date: 6/24/2018

Case Number: 001344747

## INFORMATION ABOUT YOU (Please Print All Information)

## Important Safety Information

If you have concerns about your child(ren)'s safety, there are some protections available in the child support process.

Do you have concerns about any of the following?

- the other parent or other individuals having access to your physical contact information?
- negotiating in person with the other parent?
- contact with the other parent during exchange of the child(ren) for visitation?

☐ Yes ☐ No If yes, please explain.

Do you have a protective order, police report, or other supporting document? ☐ Yes ☐ No If possible attach a copy of any documentation.

If you answered YES to either of the previous questions, you will be sent an Affidavit of Nondisclosure.

Name (Last, First, Middle)	Social Security No.	Date of Birth	Relationship to Child(ren)
Jennings, Tara Sing	425-XX-7825	10/14/1972	Mother
Address: Street Address	Apt. #	City	State
200 Hollow Tree Lane	1105	Houston	TX
ZIP Code			
77090			
Home Telephone No.	Work Telephone No.	Do you have custody of the child(ren)? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
662 433 3502			
Employer	Employer's Telephone No.		
N/A			
Employer's Address: Street Address	City	State	ZIP Code

## INFORMATION ABOUT THE OTHER PARTY

Name (Last, First, Middle)	Social Security No.	Date of Birth	Relationship to Child(ren)
Jennings, Dennis A.	337-	11/30/1974	EX Spouse
Address: Street Address	Apt. #	City	State
Unknown			
ZIP Code			
Current Employer	Employer's Telephone No.	Home Telephone No.	
Igloo Products Corp.	281 394-6800		
Employer's Address: Street Address	City	State	ZIP Code
777 Igloo Road	Katy	TX	77494

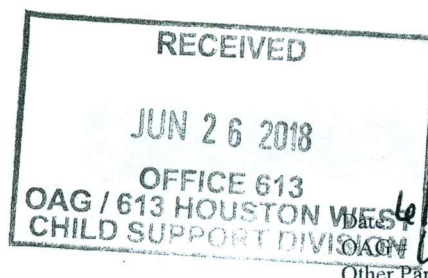
## INFORMATION ABOUT THE CHILD(REN) (List only your children with the other party named above.)

Name (Last, First, Middle)	Sex	Social Security Number	Date of Birth	Place of Birth
Jennings, Dennis Jr	M	299 39 5552	4/10/2014	Greenville, MS

MC: ME  
Bar Code Area  
FS#:  
Central File Maintenance  
P.O. BOX 12048  
AUSTIN, TX 78711-2048



CHILD SUPPORT DIVISION



6/26/2018  
0013447471  
Other Party: Dennis A. Chevell Jennings S

Si quiere recibir traducción en español de esta carta y de este cuestionario, por favor llame al número:

Re: Request for Review

Dear :

Thank you for your inquiry regarding a review of your child support order. Please sign this form and return it with the completed Child Support Review Questionnaire to:

Office of the Attorney General  
Central File Maintenance  
P.O. BOX 12048  
Austin, TX 78711-2048

Name:

Tara Sing Jennings

Social Security #

425117825

OAG Case #

0013447471

I request the Child Support Division of the Office of the Attorney General to conduct a review of my child support order.

**I understand the following:**

- The attorneys of the Office of the Attorney General represent the State of Texas. They will provide me with child support services, but do not represent me or any other individual.
- A review addresses only child support and medical support.
- The non-custodial parent may be required to provide medical insurance for the child(ren).
- A review of a child support order will determine if the order complies with the Texas child support guidelines.
- A request for a review may be withdrawn by the requestor.

Please list the reason(s) you are requesting a review:

Dennis A. Chevell Jennings Sr. Change job at Igloo Company making more money.

Signature:

Tara Sing Jennings

Date Signed:

6/26/2018.

Within three weeks of receiving all of the necessary information from you, we will determine if a review of your child support order is appropriate and we will notify you of our decision. If it is determined that a review should be conducted, the other party named in your child support order will be asked to complete a questionnaire. Thank you for your cooperation.

Office of the Attorney General  
Child Support Division





## MISSING PERSONS

The Missing Persons/Runaways Section investigates cases involving missing persons, runaways and child custody. The majority of cases involving missing children ages 12 and under are investigated by the Homicide Unit.

In November 2012, the HCSO's BeenMissing website was established to allow the public to help investigators by viewing photos and personal information regarding persons missing from Harris County and to report sightings directly to the HCSO. The website contains information on the most recent reportings, news information, missing juveniles, children and adults, runaways and the unidentified. To view photos of the most recent reportings or to provide a tip, click here.

### How Do I Report a Missing Person or Runaway?

To report a missing person or runaway, call the Harris County Sheriff's Office at 713-221-6000. For children under 13 years of age, persons with special needs or other emergencies, dial 911. To assist with locating the missing person or runaway, please provide the investigator a recent photograph of the individual.

**There is NO 24-hour waiting period required to report a person missing.**



### About Us

The Harris County Sheriff's Office, founded in 1837, is the largest sheriff's office in Texas and the third largest in the United States. The HCSO has over 4600 employees and 200 reservists dedicated to ensuring the safety of over 4.1 million residents who call Harris County home. Harris County encompasses 1788 square miles (1729 land) and includes forty-one incorporated municipalities.

### Core Values

Merit and maintain the public's trust. Embrace and deliver professional service. Protect our citizens with honor and courage. Exemplify ethical conduct at all times. Develop, encourage, and care for our Sheriff's Office family.

### Contact Us

1200 Baker Street  
Houston, TX 77002  
Emergency: 911  
Non Emergency: (713) 221-6000  
Inmate Information: (713) 755-5300  
Information Line: (713) 755-6044  
[Sheriff.Gonzalez@sheriff.hctx.net](mailto:Sheriff.Gonzalez@sheriff.hctx.net)



### HCSO Employee Only.

[Extra-Employment Log-In](#)



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## MISSING PERSONS

THE MISSING PERSONS/RUNAWAYS SECTION INVESTIGATES CASES INVOLVING MISSING PERSONS, RUNAWAYS AND CHILD CUSTODY. THE MAJORITY OF CASES INVOLVING MISSING CHILDREN AGES 12 AND UNDER ARE INVESTIGATED BY THE HOMICIDE UNIT.

IN NOVEMBER 2012, THE HCSO'S BEENMISSING WEBSITE WAS ESTABLISHED TO ALLOW THE PUBLIC TO HELP INVESTIGATORS BY VIEWING PHOTOS AND PERSONAL INFORMATION REGARDING PERSONS MISSING FROM HARRIS COUNTY AND TO REPORT SIGHTINGS DIRECTLY TO THE HCSO. THE WEBSITE CONTAINS INFORMATION ON THE MOST RECENT REPORTINGS, NEWS INFORMATION, MISSING JUVENILES, CHILDREN AND ADULTS, RUNAWAYS AND THE UNIDENTIFIED. TO VIEW PHOTOS OF THE MOST RECENT REPORTINGS OR TO PROVIDE A TIP, [CLICK HERE](#).

### HOW DO I REPORT A MISSING PERSON OR RUNAWAY?

TO REPORT A MISSING PERSON OR RUNAWAY, CALL THE HARRIS COUNTY SHERIFF'S OFFICE AT 713-221-6000. FOR CHILDREN UNDER 13 YEARS OF AGE, PERSONS WITH SPECIAL NEEDS OR OTHER EMERGENCIES, DIAL 911. TO ASSIST WITH LOCATING THE MISSING PERSON OR RUNAWAY, PLEASE PROVIDE THE INVESTIGATOR A RECENT PHOTOGRAPH OF THE INDIVIDUAL.

THERE IS NO 24-HOUR WAITING PERIOD REQUIRED TO REPORT A PERSON MISSING.



## About Us

THE HARRIS COUNTY SHERIFF'S OFFICE, FOUNDED IN 1837, IS THE LARGEST SHERIFF'S OFFICE IN TEXAS AND THE THIRD LARGEST IN THE UNITED STATES. THE HCSO HAS OVER 4600 EMPLOYEES AND 200 RESERVISTS DEDICATED TO ENSURING THE SAFETY OF OVER 4.1 MILLION RESIDENTS WHO CALL HARRIS COUNTY HOME. HARRIS COUNTY ENCOMPASSES 1788 SQUARE MILES (1729 LAND) AND INCLUDES FORTY-ONE INCORPORATED MUNICIPALITIES.

## Core Values

MERIT AND MAINTAIN THE PUBLIC'S TRUST.  
EMBRACE AND DELIVER PROFESSIONAL SERVICE.  
PROTECT OUR CITIZENS WITH HONOR AND COURAGE.  
EXEMPLIFY ETHICAL CONDUCT AT ALL TIMES.  
DEVELOP, ENCOURAGE, AND CARE FOR OUR SHERIFF'S OFFICE FAMILY.

## Contact Us

1200 BAKER STREET  
HOUSTON, TX 77002

EMERGENCY: 911

NON EMERGENCY: (713) 221-6000

INMATE INFORMATION: (713) 755-5300

INFORMATION LINE: (713) 755-6044

SHERIFF.GONZALEZ@SHERIFF.HCTX.NET



## HCSO Employee Only.

EXTRA-EMPLOYMENT LOG-IN

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06/15/2018

Tara Jennings  
200 Hollow Tree Lane Apt 1105  
Houston TX 77090

RE: Your Texas Public Information Act request received on June 14, 2018,  
Reference #P017561-061418, for records pertaining to: **"REPORT NUMBER  
For Years 2007-Current: 1889158 | REPORT NUMBER For Years 1991-  
2006: | Date of Incident: 6/4/2018 | Type of Incident: Child Custody | First  
Name: Dennis | Last Name: Jennings | Date of Birth: 11/30/1974 | First  
Name: Tara | Last Name: Jennings | Date of Birth: 10/16/1972 | Address: 200  
Hollow Tree Lane Apt 1105 | City: Houston | State: TX | Zip: 77090-\_\_\_\_"**

**NOTICE:**

In order to promote governmental efficiency and encourage the prompt release of information, as required by the Public Information Act, we have relied upon Open Records Letter No. 2016-10124 (2016) in responding to your request. We do so within five business days of your request.

The Harris County Sheriff's Office (HCSO) has made a good faith determination the information you requested:

- deals with the detection, investigation, or prosecution of crime and the release of the records would interfere with the detection, investigation, or prosecution of an open or pending criminal matter.

This information is subject to section 552.108(a)(1) of the Government Code. The HCSO has also determined you have not previously requested this information.<sup>1</sup> Therefore, pursuant to the previous determination granted by the Office of the Attorney General in Open Records Letter No. 2016-10124, the HCSO is releasing some information to you, and is withholding the remaining responsive information subject to section 552.108(a)(1) of the Government Code.

Please note, we are withholding the following specified types of information:



☒ Incident report (except basic information)

☐ Witness/suspect interview(s)

☐ Video recording(s)

☐ Audio recording(s)

☐ Other: (specify documents withheld)

If you have questions regarding the use of this previous determination, please call the Harris County Sheriff's Office at 713-755-6044, or for more information concerning your rights and the responsibilities of the HCSO, please visit the Office of Attorney General's website at <https://www.texasattorneygeneral.gov/og/information-about-552.108a1-previous-determinations>, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. You may also review general information about the Public Information Act, including the types of information included in basic information, in the 2016 Public Information Handbook at [http://www.texasattorneygeneral.gov/files/og/publicinfo\\_hp.pdf](http://www.texasattorneygeneral.gov/files/og/publicinfo_hp.pdf).

<sup>1</sup> If you request this information a second time, the Harris County Sheriff's Office must request a ruling from the Office of the Attorney General (the "OAG") in order to withhold the information. See Open Records Letter No. 2016-10124.



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

May 4, 2016

Mr. Thomas M. Gilliland  
Public Information Officer  
County of Harris  
1200 Baker Street  
Houston, Texas 77002

OR2016-10124

Dear Mr. Gilliland:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 608627 (HCSO File No. 14SO6001135).

The Harris County Sheriff's Office (the "sheriff's office") received a request for a specified incident report. You state you will release some information to the requestor. You claim the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.108(a)(1) of the Government Code excepts from disclosure "[i]nformation held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime . . . if . . . release of the information would interfere with the detection, investigation, or prosecution of crime[.]" Gov't Code § 552.108(a)(1). A governmental body claiming section 552.108(a)(1) must reasonably explain how and why the release of the requested information would interfere with law enforcement. *See id.* §§ 552.108(a)(1), .301(e)(1)(A); *see also Ex parte Pruitt*, 551 S.W.2d 706 (Tex. 1977). The sheriff's office states the submitted information relates to an ongoing criminal investigation. Upon review, we conclude the release of the information at issue would interfere with the detection, investigation, or prosecution of crime. *See Houston Chronicle Publ'g Co. v. City of Houston*, 531 S.W.2d 177 (Tex. Civ. App.—Houston [14th Dist.] 1975) (court delineates law enforcement interests present in active cases), *writ ref'd n.r.e. per curiam*, 536 S.W.2d 559 (Tex. 1976). Thus, section 552.108(a)(1) is applicable to the submitted information.



Section 552.108, however, does not except from disclosure basic information about an arrested person, an arrest, or a crime. Gov't Code § 552.108(c). Basic information refers to the information held to be public in *Houston Chronicle*. See 531 S.W.2d at 186-88; see also Open Records Decision No. 127 at 3-4 (1976) (summarizing types of information considered to be basic information). Thus, with the exception of basic information, which must be released, the sheriff's office may withhold the submitted information under section 552.108(a)(1) of the Government Code.

Finally, the sheriff's office asks us to issue a previous determination permitting the sheriff's office to withhold information subject to section 552.108(a)(1) of the Government Code without the necessity of requesting an attorney general opinion. See Gov't Code § 552.301(a) (allowing governmental body to withhold information subject to previous determination); *Houston Chronicle v. Mattox*, 767 S.W.2d 695, 698 (Tex. 1989) (acknowledging this office has authority under section 552.301 of the Government Code to decide what constitutes a previous determination); Open Records Decision No. 673 (2001) (describing the two types of previous determinations). We note section 552.011 of the Government Code states "[t]he attorney general shall maintain uniformity in the application, operation, and interpretation" of the Act, chapter 552 of the Government Code. Gov't Code § 552.011. Pursuant to this legislative mandate, section 552.011 grants the attorney general the authority to "prepare, distribute, and publish any materials, including detailed and comprehensive written decisions and opinions, that relate to or are based on" the Act. *Id.* We further note the Act requires governmental bodies to promptly release public information requested under the Act within a reasonable time, without delay. *Id.* § 552.221(a); Open Records Decision No. 664 at 5 (2000).

With the foregoing in mind and upon due consideration, we issue this ruling, which constitutes a previous determination allowing the sheriff's office to withhold certain information under section 552.108(a)(1) of the Government Code without the necessity of first requesting an attorney general decision, so long as the sheriff's office has not previously received a request for the information from the same requestor in the manner described below. See ORD 673. This decision is intended to encourage the prompt release of requested public information by increasing the efficiency of the review process under the Act by clearly identifying information the sheriff's office may withhold under the circumstances delineated below. See Gov't Code §§ 552.011, .221; Open Records Decision Nos. 684 (2009), 673.

Accordingly, the sheriff's office may withhold certain information under section 552.108(a)(1) of the Government Code without the necessity of first requesting a ruling from this office in the following circumstances:

1. the sheriff's office makes a good faith determination that the information at issue relates to the detection, investigation, or prosecution of crime, and the release of the information would



interfere with the detection, investigation, or prosecution of an open or pending criminal matter;

2. the sheriff's office will release at least the basic information about an arrested person, an arrest, or a crime (the "releasable information") from the requested information;
3. the sheriff's office will produce the releasable information to the requestor pursuant to the requirements of the Act within five business days after the date the request for information was received;
4. the sheriff's office will provide the requestor with the notice included in Appendix A of this ruling when the sheriff's office responds to the request pursuant to the requirements of this previous determination; and
5. the sheriff's office has not previously received a request for the same information from the same requestor after the sheriff's office has provided the requestor with the releasable information.

*See* Gov't Code § 552.011. If any of the above circumstances change—or any other law, facts, or circumstances involving the requestor or the status of the requested information changes—the sheriff's office may not rely upon this ruling as a previous determination to withhold the information at issue. *See* ORD 673 at 7. Additionally, the sheriff's office may not rely on this previous determination in response to requests in which basic information is not responsive. For example, no basic information is at issue in a request for only a dashboard camera video recording or 9-1-1 call audio recording. Thus, the sheriff's office may not rely upon this previous determination in response to those types of requests. Furthermore, this previous determination does not apply to situations in which other law may require some or all of the information at issue to be disclosed. *See, e.g.*, Crim. Proc. Code arts. 2.139 (detailing right of access to videos made in connection with various types of driving while intoxicated offenses), 2.29 (detailing right of access to written report to law enforcement agency of alleged violation of Penal Code section 32.51); Gov't Code §§ 411.081-.1410 (detailing rights of access to criminal history record information), 560.002(1)(A) (detailing rights of access to fingerprints and other biometric identifiers); Transp. Code §§ 550.065 (detailing rights of access to crash report forms), 724.018 (detailing right of access to blood or breath specimen analysis results). We also note this previous determination does not permit the disclosure of basic information in those instances in which the entirety of the information at issue must be withheld. *See, e.g.*, Fam. Code §§ 58.007 (detailing circumstances under which certain information related to juvenile offenders must be withheld in its entirety), 261.201 (detailing circumstances under which certain information related to investigations of child abuse or neglect must be withheld in its entirety); Open Records Decision No. 393 (1983) (stating, because the identifying



information of a sexual assault victim was inextricably intertwined with other releasable information, the governmental body was required to withhold the information in its entirety). We further note this previous determination does not permit the sheriff's office to withhold citations; DIC-24 statutory warnings; DIC-25 notices of suspension; criminal trespass warnings; notices of code violations; triplicate forms; or information subject to section 552.007 or section 552.022 of the Government Code, other than information subject to section 552.022(a)(1). See Gov't Code §§ 552.007, .022(a)(1)-(18), .108(a)(1). However, the use of this previous determination does not preclude the sheriff's office from withholding information pursuant to other statutory authority or previous determinations that apply to the sheriff's office. See, e.g., *id.* §§ 552.1175(f), .130(c), .136(c), .147(b); ORD 684.

If the sheriff's office's use of this previous determination does not fall within all of the circumstances delineated above, the requirements of the Act apply, including section 552.301 of the Government Code, and deadlines under the Act run from the date the sheriff's office received the initial written request for information. See Gov't Code § 552.301(a); *Mattox*, 767 S.W.2d at 698. Consequently, misapplication of this previous determination may result in the presumption the requested information is public. See Gov't Code § 552.302. Thus, if the sheriff's office is unsure as to the applicability of this previous determination to information responsive to a request for information, the sheriff's office should request a ruling from this office. Additionally, this office may modify or withdraw this previous determination for any reason, including, but not limited to, misapplication of this previous determination. See *id.* § 552.011; *Mattox*, 767 S.W.2d at 698; see also Open Records Decision Nos. 485 at 3 (1987), 673 at 5. Finally, if the sheriff's office later requests a ruling from this office in response to a second request for the same information from the same requestor, the sheriff's office should notify this office it relied upon this previous determination in its response to the initial request.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Joseph Behnke  
Assistant Attorney General  
Open Records Division

JB/som

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Enc. Submitted documents

c: Requestor  
(w/o enclosures)